EVIDENCE AS TO COST OF PRO-DUCTION NOT ADMISSIBLE.

Counsel for Hearst Not Allowed to Investigate the Various Companies -Grout Not Sure What Power He Has -- Court Holds City Officials Not at Fault

Supreme Court Justice Kelly, at the bearing in Brooklyn yesterday in the suit brought by Congressman Hearst to restrain the payment of the city lighting bills, decided that the evidence presente by Lawyer Shearn, by which it was sought to provoke an investigation into the cost of production and to prove that the cost of ighting was excessive, was not admissible By this decision the case as it stood fizzled out and the subsequent arguments of counsel were purely sparrings for time, which finally simmered down to the point where there were no longer witnesses to be produced, followed by a motion by counsel for Mr. Grout and his associates dismiss. This motion was denied. Justice Kelly saying that he would accept briefs.

Comptroller Grout was on the witness stand yesterday, recalled by Lawver Shearn to explain a letter written in the latter part of January to Senator Malby in which the Comptroller states that he then had the power under the Charter to investigate the gas and electric companies. Mr. Grout answered that when the letter was written a warrant had been issued by the Special Term of the Supreme Court which compelled an official of the electric company to testify or go to jall. He was then sure that he had the power. He was not so sure now since the other side had taken the matter to the Appellate Division on appeal.

It was at this point that the questions of counsel brought out the fact that the lighting companies have withdrawn their agree-

ing companies have withdrawn their agree

ing companies have withdrawn their agreement to deduct the \$200,000 interest on the bills held up, and which Mr. Grout had agreed to pay with the idea that he was saving the city that amount, and have started suit for the whole amount of the bills, including the interest to date.

Mr. Grout was asked by counsel if it were not true that the companies had begun suit after the Hearst suit had been commenced. Mr. Shearn smilingly objected, saying that he must protest against the inference that the Hearst suit was about to tax the city an additional sum to that which it would otherwise have been called upon to pay.

about to tax the city an additional sum to that which it would otherwise have been called upon to pay.

All the efforts of counsel for Mr. Hearst had been to induce the court to grant permission for him to conduct an investigation into the cost of production of gas and lighting. Lawyer Shearn proposed to investigate about thirty companies, the books of which were stacked up in the court room. Justice Kelly refused to go into that phase of the matter. He said:

"The question in this case is whether the officials were guilty of bad faith. Measured by this theory, can you hold the auditing officer of the city for bad faith because he didn't avail himself of these proceedings or start a rigid investigation as to the capitalization of the companies and the cost of producing the commodity which they sell the city?

"All of the officials have testified that they believed the rates to be excessive, but what was the measure of his duty? The more I think of it the more I am satisfied that you cannot impute fraud and collinion has were measure.

The more I think of it the more I am satisfied that you cannot impute fraud and collusion because the bills were merely excessive. The question is what did they know and then what should they have known? In the latter branch of the case you attack the price the companies are charging and you say that the Comptroller should have known about the cost of producing light. I don't think it is relevant here to know what he would have discovered had he investigated."

WANT WABASH INTEREST. Holders of Debenture B Bonds Appoint a Committee to Demand It.

Holders of several millions of the \$26,-500,000 debenture B bonds of the Wabash Railroad are becoming anxious about the interest on their bonds. None has been paid although bondholders have frequently protested. A committee has just been appointed to make demands upon the com-pany. President Evans of the Continental

pany. President Evans of the Continental Insurance Company is chairman and the other members are President Pomroy of the Stock Exchange and Vice-President Cumming of the United States Mortgage and Trust Company.

The bonds elect six out of twenty-four directors. They provide that 6 per cant. be paid when it is earned, but the railroad company has contended that a sufficient sum has never been earned to pay any interest. The company also declares that it is willing to convert the issue into silding scale bonds with interest beginning at 2 per cent, and rising to 4 per cent. Mr. 2 per cent. and rising to 4 per cent. Mr. Evans said yesterday that this offer had been declined.

been declined.

The committee believes that at least 10 per cent is due them in unpaid interest.

They have had frequent consultation with President Gould and may go to law.

FOR AN OYSTER COMBINE.

Report That a \$10,000,000 Company Is After the Connecticut Grounds. New Haven, Conn., March 15.-C. A. Morrison, said to be a New York capitalist,

is reported to be at the back of the scheme for the formation of a \$10,000,000 combine for the control of the oyster industry of Connecticut. R. B. Roosevelt of New York was in town

to-day representing, so he said, Mr. Morrison. He met several of the leading local oyster growers and it was given out that as a result 69 per cent. of the options on seed growing grounds had been secured. The belief prevailed that within a week 75 per cent. of the oyster growing industry in Connecticut would be in the control of Mr. Morrison and his friends.

David C. Sanford, former engineer for the Connecticut Shell Fish Commission, who was with Mr. Roosevelt in conference with the Connecticut cyster dealers, de-clined to-night to make known what dealers had given options on their property.

MONEY AND EXCHANGE.

Money on call, 21/424 per cent.; last loan, a per cent.; ruling price, 21/2 per cent. Time money quoted at 3/3/3/5 per cent. for sixty days to six months and 3/4/3/4 per cent. for seven to ten months. Commercial paper is quoted at 31/4/3/4 per cent. for prime single names and bills receivable; other names, 4/4/3/5 per cent.

Foreign exchange rates held steady for the greater part of the session to-day, but toward the close there was a decline of about 10 points in sterling, presumably on account of the stiffening of money rates. Posted rates were quoted at \$4.85\( \) for long bills, and \$4.87\( \) for short. Actual rates: Long bills, \$4.8460\( \) \$4.860\( \) \$4.865\( \) for short. Actual rates: Long bills, and cable transfers, \$4.865\( \) \$5.78\( \) for short. Reichsmarks were quoted at \$4.15\( \) for short. Reichsmarks were quoted at \$4.4\( \) for short. Guilders were quoted at \$4.16\( \) for short. On the short of the short of

at 40 1-16 for long and 60% for short.

Domestic exchange on New York; Boston — 20c. discount. Chicago—15c. discount. Charleston—Banks, buying, par; selling, 1-10c. premium. Chicinnati—10c. discount to par. Montreal—31%c. discount. New Orleans—Commercial, 35c. discount; banks, 10c. discount. St. Paul—40c. premium. Minnesapolis 70c. premium. Louisville—9ar to 25c. premium. San Francisco—90c. premium. St. Louis—10c. premium.

Money in London, 2½%5 per cent. Rate of discount in open market for short and three months bills, 2½%2½ per cent. Consols for money closed at 91 7-16 and for the account at 91 9-16. Paris advices quote 3 per cents, at 100 francs, 37½ centimes. The private rate of discount is 1½ per cent. Exchange on London, 25 francs 18½ centimes. Berlin advices quote exchange on London 20 marks 4% pigs. The private rate of discount is 15g. per cent.

New York Clearing House statement: Ex-changes, \$347,687,744; balances, \$9,342,425; Sub-Treasury credit balance, \$878,787. Commercial price of bar silver in New York, \$9550. Bar silver in London closed at 26 16-16d. Mexican silver dollars were quoted at 450.



THE career of a Half Century of successful plano making and the testimony of almost fifty thousand satisfied customers.

Essentially a HOME PIANO—Remaining equally good from childhood to oid age. "In style" wherever good taste furnishes the home. A piano to grow fonder of every year. A piano built entirely (every part) by its makers in their own factory. The only piano wherein the action is equipped with our remarkable Spiral-Spring Automatic Adjustment—the only effective preventive against unfavorable atmospheric conditions. against unfavorable atmospheric conditions.

GRANDS AND UPRIGHTS in exquisite natural od cases. Very convenient installment terms. Write the handsomest plane estalogue ever issued.

A few slightly used instruments at VERY SPECIAL PRICES.

Warerooms 233-45 East 23d St. 16 West 125th St.

#### POLICYHOLDERS NOT CONTENT

MUTUALIZATION.

Calls for Such an Amendment of the Equitable Charter as Will Permit of the Election at Once of a Full New Board -Meanwhile, Will Continue Its Work.

The Crimmins committee of policyholders of the Equitable Life Assurance Society met yesterday and decided to go right ahead with the attempt to mutualize the company in spite of the plan of the mutualization committee of directors. All of Mr. Crimmins's committee were present except the Rev. Dr. Robert S. MacArthur. The committee in a resolution passed calls for the immediate election of the twenty-eight directors who are to represent the policy-

"At the end of four years the policyholders would choose twenty-eight directors," said one of the committee yesterday, "but in the interval Mr. Hyde would be supreme. Before the new directors had been elected he could remove from their positions all the

could remove from their positions all the men now associating with the Alexander faction, thus securing control of the agencies and the proxies from policyholders."

According to the plan of the directors' mutualization committee, the policyholders are to elect twenty-eight out of fifty-two directors, but it has been pointed out that as the terms of only thirteen directors expire each year, and as the policyholders could elect seven and the stockholders six of each new thirteen, it would be four years before the policyholders could obtain twenty-eight representatives on the board. The Crimmins committee passed this resolution:

"The special committee of the board of directors of the Equitable Life Assurance Society having recommended to the board of directors that the charter of the society be amended so as to confer upon the policyholders the right to elect a majority of 2s of the board of directors.

holders the right to elect a majority of 2s out of 52 of the board of directors, and a meeting of the directors having been called to act upon said recommendation.
"It is resolved by the policyholders' committee that in its judgment the directors should cause the charter to be amended. tors should cause the charter to be amended, or other action taken, so that an election of the entire board of directors may take place at the earliest date possible, without awaiting the expiration of the terms of the present directors, and that thereby the policyholders may have the early benefit in the administration of the society's affairs of the twenty-eight members of the board elected by the policyholders, recommended by the special committee.

"It is further resolved that this committee continue its work until satisfactory

mittee continue its work until satisfactory action be taken insuring the immediate representation of twenty-eight directors of the policyholders upon the board of

"It is further resolved that Mr. Platt, the present these resolutions to the directors of the society."

LABOR SCARCE IN STEEL TRADE. A New Factor in Present Conditions-Rails for South America.

The Iron Age reports to-day an increasing difficulty in widely different parts of the country in securing suitable labor. Locally the situation is held accountable for a dulness which characterizes many branches of the industry. Work is being diverted to competitive districts. In regard to the general situation the Iron Age

says:

There are some interesting movements under way in Bessemer pig in the central West which may exert a considerable influence in the steel trade. The United States Steel Corporation has not yet determined whether an additional purchase of 10.000 tons for this month will be required. It is estimated that 40,000 tons of outside pig will be needed for April. The corporation is now operating 66.2 per cent. of its blast furnace capacity. To the Eastern merchant furnaces the plan of starting the Troy works of the Steel Corporation is of special interest. No decision on this point has been reached. In the steel rail trade the most striking event has been the closing of some important export orders. The United States Steel Corporation has contracted for the delivery of 25,000 tons of standard rails to the Buenos Ayres and Southern Railroad, while the Maryland Steel Company is reported to have closed for about 18,000 tons for another South American railroad.

can railroad. Texas and Pacific Net Increased.

The annual report of the Texas and Pacific Railway, published yesterday, shows a decrease in operating expenses of \$174,414. The net earnings increased \$512,817 and the gross earnings amounted to \$12,433,446, an increase of \$338,403. President Gould says that the decrease in expenses is due to the extensive improvements made in the past few years. He adds that one of the most promising features of the situa-tion is the great increase in earnings due tion is the great increase in earnings due to local traffic, both freight and passenger.

U. S. Steel Department of Construction. The United States Steel Corporation has put into operation a department of construction, under John Reis, who has been made assistant to President W. E. Corey. The department will have charge of all construction work, representing many millions of dollars a year. Mr. Reis is one of the oldest steel manufacturers of Western Pennsylvania and was formerly general manager of the New Castle and Shenango plants of the Steel Corporation.

Felix's Wire Tappers Must Go to Trial. Judge Newburger denied in General Sessions yesterday the motion of Frank Wyatt, alias Frederick Williams; Christo-Wyatt, alias Frederick Williams; Christopher Tracey, alias Charles Tappen, and Charles J. Tompkins for leave to inspect the minutes of the Grand Jury on the indictments charging them with having fleeced John F. Felix by the "wire tapping swindle. Judge Newburger also overruled a demurrer to the indictments. Felix says that he lost \$50,000 at the Fifth Avenue Hotel, after business hours, in the rooms used in business hours as an uptown brokerage office of Wasserman & Bros.

Interborough Dividend 1 3-4.

The directors of the Interborough Rapid Transit Company declared a dividend of 1%% yesterday. The last dividend declared in January, amounted to 3%, and the one announced last July was 2%. The stock rose 5 points to 218½ in the morning, but after the declaration of the dividend reacted to 218.

## COMMITTEE WANTS IMMEDIATE James McCreery & Co.

Muslin Underwear Department. On March the 16th. 500 dozen Lawn Dressing Jackets. Various models.

1.25 1.50

50c 75c 95c

Twenty-third Street.

MEDICAL SOCIETY ARRESTS.

Hairdresser for Treating Scalpand Doctor on Charge of Signing Death Certificate. Camille François was arrested yesterday on a charge of violating the medical laws in a hairdressing establishment which he runs at 170 West Twenty-third street. He was held for trial in Jefferson Market police court. Lillie Errico, a detective of the County Medical Society, testified that she visited his place on March 8 and told him that her scalp troubled her. He said, according to the complaint, "You have stagnation of the scalp." Then he pulled out one of her hairs, put it under a microscope and finally applied some medicine to Miss Errico's head. He told her the full treatment would cost \$25. She paid him \$2. François said he was not guilty. He is a short man, with a strikingly handsome head of gray hair.

Upon complaint of Dr. W. H. Guilfoy of the Department of Health, Dr. John W Pirillo of 65 Sullivan street was arraigned in the West Side court yesterday, charged

in the West Side court yesterday, charged with signing a death certificate for an unlicensed practitioner of medicine. Pirillo is alleged to have received \$1 for signing the certificate.

An Italian, who lives in Mulberry street and calls himself Dr Collica, attended, it is alleged. Caterina Farina an infant, of 20 Hancock street. The child died. It is charged that Collica is not li ensed to practise in this State, and that in order to get the death certificate accepted by the health officials Pirillo, who is a licensed physician. officials Pirillo, who is a licensed by the health officials Pirillo, who is a licensed physician, signed it. Collica has been arrested on a charge of practising medicine without a license. Pirillo waived examination and was held in \$500 for trial.

To Try Nan Patterson Again in April. The second trial of Nan Patterson on the charge of having murdered Bookmaker Cæsar Young will probably begin on April 10. Assistant District Attorney Rand, who will be the prosecutor, said yesterday that the trial would be in the Supreme Court, probably before Justice Fitzgerald or Justice Gildersleeve. When Nan was informed in the Tombs that the date for her trial had practically been fixed she said she was glad. Her counsel, Abe Levy, says he has some new evidence.

RAILROAD EARNINGS.

Gulf and Ship Island:

1905. 1904. Changes. 1st week March...... \$41,048 \$38,094 Inc. \$2,952 From July 1........1.258,228 1,275,662 Dec. 17,729 PHILADELPHIA AND ERIE.

The Philadelphia and Eric Railroad Company reports for January:

1906. 1904. Changes. Gross earnings....... \$489.071 \$449.179 Inc. \$38.862 Oper.expenses........ 468,823 428,192 Inc. \$0.631 Net earnings..... . \$20,248 \$10,987 Inc. \$9,261 MEXICAN INTERNATIONAL.

The Mexican International Ratiroad Company ports for January: Net carnings . . . . . \$181,738 \$238,515 Dec. \$51,777

INTEROCEANIC BAILWAY OF MEXICO.
The Interoceanic Railway of Mexico. Ltd., reports
for January:

Gross carnings .... \$485.433 \$510.862 Dec. \$27.519
Oper. expenses .... 374,779 \$50.622 Inc. 24.157 Net earnings..... \$108,654 \$190,830 Dec. \$51,676 TEXAS AND PACIFIC.

TRAB AND FACIFIC.

The Texas and Pacific Railway Company reports for the year ended Dec. 21:
1904. 1908. Changes.

Gross carnings. \$12,483,147 \$12,004,744 Inc. \$338,403
Oper. expenses. 8.111.692 8.286,106 Dec. 174,414 Net earnings . \$4.821,855 \$3.808,638 Inc. 542,817 Other income . . 61,744 171,485 Dec. 109,741 Total Income. \$4.383,199 \$8.980,128 Inc. \$403.078 Int., tax. & misc. 1.952.227 2,200,016 Dec. 247,789 Balance . . . . \$2.480,972 \$1.780,107 Inc. \$550,865 int. on inc. bds. 1.283,808 1,161,900 Inc. 71,806 Balance . . . . \$1.197,106 \$618.207 Inc. \$678.936 Imp. & equip. acct 1,272,238 841.885 Inc. 480,848 Deficit . . . . . \$75,067 \$223,178 Dec. \$148,111

DAILY TREASURY STATEMENT.

Surplus .... \$159,754 \$3,050,560def \$22,579,107 The reach statement of the United States Treasurer for March 15 shows:

Gold coin and buillon .. TRUST FUND. To redeem outstanding certificates .... -8009,877,989 GENERAL PUND. Gold cots and builton ...
Gold certificates
Silver dollars
Silver certificates...
Silver builton United States notes. National bank notes. Subsidiary silver and miner coin... Total. In national banks. Awaiting reimbursement.

Cash belance

\$128,967,676 . 104,589,188 . 88,595

82,126,972

#### THE BUSINESS OF LIFE INSURANCE

Life insurance is little understood by the general public Insurance literature has not been educational in character; it has not explained the fundamentals nor the simple mathematics on which the busi-

Few persons, even among those insured, know of the various kinds of life insurance companies, the different kinds of policies or their compara-

The Wall Street Journal will publish a series of educational articles on these points prepared with the same expert care which it brings to the study

They will be written by Mr. Miles Menander Dawson, F. I. A., and their appearance will cover about two months.

Mr. Dawson was asked to prepare these articles for three reasons: 1-He is recognized as an insurance expert of the first rank.

 2-He can state clearly his expert knowledge.
 3-Occupying an independent professional position he is identified with no one company or group of companies.

These articles will cover the whole subject of life insurance in popular fashion

They will enable the reader to obtain a firm grasp of the essential princi-The subscription price of The Wall Street Journal is \$12 per year. For \$2 with the order The Wall Street Journal will be sent anywhere, postpaid

Make checks to the order of

DOW, JONES & CO., Publishers, 44 BROAD STREET, NEW YORK.

for the two months during the publication of these articles.

ART SALES AND EXHIBITIONS. ART SALES AND EXHIBITIONS.



"A remarkable lot of Oriental "More varied than Mar-ugs."-THE SUN.

At Unrestricted Public Sale To-morrow (FRIDAY) & Saturday Afternoons at 2:30

# Rare Oriental

of the 15th, 16th, 17th and 18th Centuries

"Not since the great Marquand sale have there been such rare and beautiful Rugs shown at these galleries.

"This monument of the Oriental Art of Rugs is incomparable. Mr. Marquand's was not so varied in exquisite elements." -Henri Dubois, in THE AMERICAN.

To Be Sold by Order of H. E. BENGUIAT & SON. SAN FRANCISCO.

Who are about to establish themselves in this city and make this sale for the purpose of introducing their business.

On Free View This Day 9 A. M. to 6 P. M. The Sales Will Be Conducted by Mr. Thomas E. Kirby of THE AMERICAN ART ASSOCIATION, Managers, 6 East 23d Street, Madison Square South. New York.

DOCK BILL DISTURBS MAYOR.

BINDS THE CITY TO HIGH WATER-FRONT ASSESSMENTS.

It Doesn't Appear When the Assessments Were Put at "Ridiculous" Figures. Which the City Is Expected to Buy On -Mayor Will Undoubtedly Kill the Bill

Mayor McClellan was considerably wrought up yesterday over the provisions of a bill introduced by Senator Riordan for future condemnation proceedings to waterfront north of Cortlandt street for dock improvements. The bill proposes that the city shall pay to the property owners within thirty days after the commissioners of appraisal have filed their oaths of office 60 per cent. of the assessed value of the property. Some of the property to be acquired is assessed at \$1,900

At a public hearing held by the Mayor on the bill the only person who appeared was Charles J. Farley, a representative of the Dock Department. He admitted when questioned by the Mayor that the Dock Department had never poid as much as \$1,000 a front foot for the property, and in the case of the Chelsta improvement had

paid but \$300.

"Commissioner Featherson is already in communication with the Department of Taxes and Assessments to have the assessed valuation of the property lowered. The present valuation is ridiculous," said Mr.

declared that the present assessed He declared that the present assessed value would not be paid even should the "If this bill becomes a law," said the

"If this bill becomes a law," said the Mayor, "the city will have to pay \$1,150 a front foot before even the Commissioners have passed on the value."

Mr. Farley said his department knew the valuation of the property along the water front but not its assessed valuation. He indicated that it was not the intention cure the property at its assessed

to secure the property at its assessed valuation.

"What," exclaimed the Mayor, 'do you mean to say that this bill was introduced by the department without finding out the assessed valuation?"

The Dook Department representative replied that they went by the valuation and not the assessed valuation.

The Mayor will undoubtedly veto the bill and a new one will be introduced at once, so as not to delay the improvement, providing for a preliminary payment to the property owners of not more than 25 per cent. on the assessed valuation.

CITY LIGHTING BIDS NO LOWER. Mayor Asks for a Tabulated Statement and Delays Action on Them.

Bids for city lighting opened yesterday howed for the most part little or no alteration in the companies' prices. Just what the actual figures are cannot be ascertained until the bids shall be tabulated late to-day. Where any material reductions were made they were generally accompanied by unacceptable conditions as to the amount of light or power to be sup-

For the electric lighting of the streets of Manhattan the New York Edison Company asked, if more than 5,000 lamps were used, \$140 a year for lamps supplied with power from underground wires and \$130 if overhead wires. These are the prices \$150,000,000 which the company offered last year in consideration for payment of their overdue bills. If less than 5,000 lamps are used the old rate of \$146 a lamp is asked for. The only competitor for Manhattan lighting was the United Electric Company, whose bids were the same as those of the Edison company, except that a little more was asked for the illumination of street signs.

For gas contracts the ruling price bid was 90 cents a theusand for Manhattan. In the boroughs outside of Manhattan there were competers, but the bids of what are known at the independent companies seemed in very case to be higher than those of the companies allied with bills. If less than 5,000 lamps are used the

the Consolidated company. Chief Engineer Lacombe of the Department of Water Supply. Gas and Electricity said after he had looked over the bids:

"From what I can make out there is practically no difference between these figures and the figures of the bids Mr. Oakiey accepted last year. I doubt if the tabulators will find any reductions."

Commissioner Oakley is out of town. In his absence the bids were opened by Deputy Commissioner Goodwin. To him the Mayor wrote yesterday directing that no action should be taken on the bids until the return of Mr. Oakley and that a tabulated statement of the bids should be sent to the Mayor's office as soon as possible.

ASHES FROM THE STORES.

Merchants See the Mayor Who Counsels Them Not to Invoke Albany. President E. W. Bloomingdale of the Retail Dry Goods Association and C. L. Graff, secretary, called yesterday on the Mayor to ask him to support the bill pending at Albany providing for the removal by the Street Cleaning Department ashes and garbage from the department stores and mercantile buildings.

This work was always done by the city until about two years ago when Commis sioner Woodbury stopped the service. He said that his plant would not allow him to continue the work and at the same time give adequate attention to the con-

time give adequate attention to the con-gested residence districts.

To provide him with further facilities the Board of Estimate and the Aidermen appropriated \$314,000 for additional plant and equipments for Manhattan and Brook-lyn, but when the Commissioner asked for money to operate the new plant the Aldermen refused to grant it. The result has been that the merchants and owners of large buildings have had to pay for the removal of ashes from their premises out of their own pockets.

Aldermen refused to grant it. The result has been that the merchants and owners of large buildings have had to pay for the removal of ashes from their premises out of their own pockets.

Mr. Bloomingdale told the Mayor yesterday that this was unjust, for the reason that it cost less to take away ashes from the business buildings than it would from private houses occupying a similar extent of ground. The taxes paid by the mercantile establishments were proportionately very much higher than would be paid by dwellings on the sites. In order to get relief Mr. Bloomingdale explained the merchants had gone to the Legislature.

The Mayor said he was opposed to all mandatory legislation where the expenditure of the city's money was concerned, and consequently could not support the bill. He suggested that the merchants should apply again to the Board of Estimate for relief. It is understood that the Mayor made it clear he would do all he could to provide this relief if his suggestion was adopted. It is probable that the association will decide to agree to the Mayor's proposal.

MINUTES READ "DELANY," But Aldermen Have Retained Lawyer Kellogg Just the Same.

When the minutes of Tuesday's meeting of the Aldermen are printed in to-day's City Record they will show that the order served on President Fornes to show cause why a mandamus should not be issued compelling the board to act on the application of the New York Connecting Railroad for a franchise was referred to Corporation Counsel Delany.

President Fornes was angry yesterday when he read the reports that he had been tricked by Little Tim Sullivan into leaving the chair and that the Tammany Aldermen had decided to retain L. Laffin Kellogg to fight the case for the board. Mr. Fornes insisted that the order had been referred to Mr. Delany and that the minutes would

show it.

The minutes will show it, but Mr. Kellogg said yesterday that he was retained soon after the meeting on Tuesday to act for the Aldermen. Further, the order was carried away from the meeting by Alderman Doull and was not returned to the City Clerk's office until yesterday afternoon.

noon.

President Swanstrom of the Brooklyn Transportation Reform League and yesterday that he had reason to believe that the Aldermen were prepared to pass the franchise without delay. He intimated that they would do this if the Elsberg bill taking away from the Aldermen all power

## Browning, King & Co

CLOTHING, FURNISHINGS, AND BATS



## Sack Suits \$15 to \$35

A wide choice of Fabrics from Cheviots to Worsteds.

The Collar and Lapels are a trifle wider than last season's style and roll a little lower.

The new Gray Serges may interest you---shades from light to dark with wide or narrow wales.

"Silks and Satine were my only choice," said Beau Brummell; "Cheviots and Worsteds were unknown in

Broadway At 32d Street



Cooper Square At 5th Street



### The Good Quality

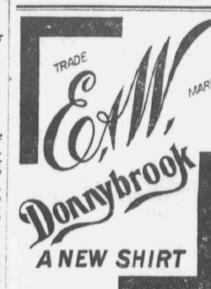
of our Suits is remembered long after the price is forgot-

Just this fact should bring

you here for your next Suit. Besides this, our styles are not only correct, but individualized-with just the needed dash of smartness.

Sack Sults, \$15 to \$30. Short Top-Coats, \$15 to \$28. Regular Length Overcoats, \$15 to \$30

Hackett, Carhart & Co Three Cor. 13th St. BROADWAY Cor. Canal St. Stores. Near Chambers



# **UNION PACIFIC** SOUTHERN PACIFIC

EVERY DAY from March i until May 15, colonist rates to all prin-cipal points in that state from Chicago \$33.00 St. Louis \$30.00

SHORTEST ROUTE FASTEST TIME

Tourist Sleeping Cars a Specialty Inquire of R. TENBROECK, Q. E. A.

287 Broadway, New York, N.Y.

**SECOR** GAS

MANUFACTURED BY MARINE ENGINE & MACHINE CO., ENGINES 126 LIBERTY ST.

over franchines was withdrawn. Mr. Swanstrom said the bill would not be withdrawn and that it would certainly be passed.

Diamonds for 88-Year-Old City Servant. Friends of Edmund F. Cook in the Bureau of Water Register presented a diamond locket to him yesterday in honor of his eighty-eighth birthday and long and faithful service. Water Register Savage made the presentation. Mr. Cook has been connected with the department for more than twenty years. Before that time he was in the Post Office Department.

APPOINTMENT WITH THE DEVIL Broke It by Auto Ride on Cope'Advice-Man Was Praying in Bronx Readway.

As Arthur J. Moulton of 413 Fifth avenue was riding along Pelham avenue near the Morris Park racetrack Tuesday night about midnight in his automobile, he saw a man kneeling in the roadway about twenty-five feet ahead of him Mr. Moulton blew his horn, but the man showed no signs of getting out of the way.

Moulton jumped out of his machine and asked him what was the matter. The man was wringing his hands and praying.

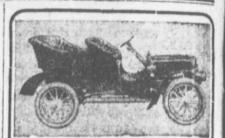
"Get down on your knees and help me pray," he wailed. "At 12 o'clock I am sentenced to die. I came up here to meet the devil and get him to let me live a few weeks longer.

Mr. Moulton hunted up Bioyols Policeman Dillon, who told the man that the best way to get away from the devil was to get into the devil wagon and sprint away. The man took his advice and Mr. Moulton took him and the officer to the West Chester station. As Arthur J. Moulton of 413 Fifth avenue

station.

The man gave his name as John Burke.

He said that he did not know where he lived, but that he was sent from heaven and had been betrayed by a woman to the devil. He was sent to Bellevue.



#### The Best Car **Ever Built** For \$2000

W/E are prepared to dem. onstrate this fact to any man interested; and it is a fact well capable of demonstration. Any man who has ridden in and examined the 20 h. p. Ford cannot fail to be convinced that no such car has ever been put on the market before, at anything like its price.

Ford prices are not regu. lated by the Trust Neither is there any Trust car on the market that can be compared with the Ford, at anything like its price.

The Ford 20 h. p. Car engine has four cylinders, measuring 41 by 5 inches. Comparing these dimensions with the claims of other cars, you will see that the 20 h.p. rating is very conservative. The weight is 1700 pounds. No other touring car on the market has equal horse power for weight. That is why the Ford is more speedy than any other car of its class, and a hill-climber that has practically no use for its

low gear. If you are going to buy a car your own interest demands that you see and examine the Ford.

Basment of Main Store. JOHN WANAMAKER NEW YORK

# James McCreery & Co.

Exhibition of Black Silks. On March the 16th.

The latest weaves of (standard quality) black Silk for summer dress, including:-Satin Messaline, Peau de Cygne, Paillette de Soie, Satin Cyrano, Chiffon Taffetas, Habutai, Armurette, and Satin Radieuse.

75c. to 2.50 per yard. 5000 yards, superior quality, imported black Taffetas Silk.

Soft, brilliant finish.

55c. per yard. Twenty-third Street.

MRS. ELLIS GIVES BAIL. Magistrate Ignores Plea of Ill Health in

Shoplifting Case. Mrs. Laura Ellis of 27 West Eighty-fourth street, who was arrested on a charge of shoplifting on Tuesday, was held for examination yesterday in Jefferson Market police court. Magistrate Steinert showed no interest in the plea of ill health made

for Mrs. Ellis.
"What has that to do with the case?" Mrs. Ellis was bailed out at once

FOR STOMACH DISORDERS,

GOUT and DYSPEPSIA

Best NATURAL Alkaline Water.